

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

DIVISION ONE

CLAUDE DALE BROOKS,)	No. ED103980
)	
Appellant,)	Appeal from the Circuit Court
)	of St. Charles County
vs.)	1511-CC00217
)	
STATE OF MISSOURI,)	Honorable Jon A. Cunningham
)	
Respondent.)	Filed: April 18, 2017

Claude Dale Brooks (“Movant”) appeals the judgment denying his Rule 29.15¹ motion for post-conviction relief after an evidentiary hearing.

VACATED AND REMANDED.

Division One holds: Because Movant’s pro se Rule 29.15 motion was untimely filed, we vacate the motion court’s judgment and remand the cause with directions to dismiss Movant’s motion.

Opinion by: Robert M. Clayton III, P.J.
Mary K. Hoff, J., and Lisa P. Page, J., concur.

Attorney for Appellant: Matthew Huckleby

Attorney for Respondent: Joshua D. Hawley, Shaun J. Mackelprang

THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.

¹ All references to Rules are to Missouri Supreme Court Rules (2016).